

PHILLIP A. TALBERT
United States Attorney
MATHEW W. PILE
Associate General Counsel
Office of Program Litigation, Office 7
Oscar Gonzalez de Llano
Special Assistant United States Attorney
Social Security Administration
Office of General Counsel
6401 Security Boulevard
Baltimore, MD 21235
Telephone: (510) 970-4818
Email: Oscar.Gonzalez@ssa.gov
Attorneys for Defendant

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

HOLLY MARIE HOLLINGSWORTH,
Plaintiff,
v.
MARTIN O'MALLEY,
Commissioner of Social Security,
Defendant.

No. 1:23-cv-01772-SKO

**STIPULATION AND UNOPPOSED MOTION
TO VOLUNTARY REMAND PURSUANT
TO SENTENCE FOUR OF 42 U.S.C. § 405(g)
AND TO ENTRY OF JUDGMENT; ORDER**

IT IS HEREBY STIPULATED, by and between the parties, through their undersigned attorneys, and with the approval of the Court, that the Commissioner of Social Security has agreed to a voluntary remand of this case pursuant to sentence four of 42 U.S.C. § 405(g). The purpose of the remand is to offer Plaintiff a new decision.

On remand, the Commissioner will further develop the record as necessary, offer Claimant an opportunity for a new hearing, and issue a new decision. The parties further request that the Clerk of the Court be directed to enter a final judgment in favor of Plaintiff, and against

Stip. to Remand; Order

1 Defendant, reversing the final decision of the Commissioner.

2 Respectfully submitted this 22nd day of April, 2024.

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4 PHILLIP A. TALBERT
5 United States Attorney

6 By: s/ Oscar Gonzalez de Llano
7 OSCAR GONZALEZ DE LLANO
8 Special Assistant United States Attorney
Attorneys for Defendant

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10 LAW OFFICES OF FRANCESCO BENAVIDES

11 By: s/ FRANCESCO P. BENAVIDES
12 FRANCESCO P. BENAVIDES
(*as authorized by email)
13 Attorney for Plaintiff

14 **ORDER**

15 Based upon the parties' Stipulation and Unopposed Motion to Voluntary Remand Pursuant
16 to Sentence Four of 42 U.S.C. § 405(g) and to Entry of Judgment ("Stipulation to Remand")
17 (Doc. 14), and for cause shown, **IT IS ORDERED** that the above-captioned action is remanded
18 to the Commissioner of Social Security for further proceedings consistent with the terms of the
19 Stipulation to Remand.

20 The Clerk of Court shall enter a final judgment in favor of Plaintiff, and against
21 Defendant, vacating and reversing the final decision of the Commissioner and thereafter close
22 this case.

23
24 IT IS SO ORDERED.

25 Dated: April 23, 2024

26 /s/ Sheila K. Oberto
27 UNITED STATES MAGISTRATE JUDGE

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Stip. to Remand; Order